



Practitioner's Docket No. 1268/4/2

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Lightfoot et al.

Application No.: 09/772,134  
Filed: 01/29/2001

Group No.: 1638  
Examiner: Kruse, David H.

For: ISOLATED POLYNUCLEOTIDES AND POLYPEPTIDES RELATING TO LOCI  
UNDERLYING RESISTANCE TO SOYBEAN CYST NEMATODE AND SOYBEAN SUDDEN  
DEATH SYNDROME AND METHODS EMPLOYING SAME

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is a small entity.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for four months:

Fee: \$795.00

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

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Express Mail certification is optional.)*

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**37 C.F.R. § 1.8(a)**

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**37 C.F.R. § 1.10\***

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**TRANSMISSION**

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Signature

Date: 2/14/05

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*(type or print name of person certifying)*  
Amy Yost

*\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	25	—	80	= 0 x \$	25.00	= \$	0.00
INDEP.	3	—	17	= 0 x \$	100.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$	0.00	= \$	0.00
				TOTAL			
				ADDIT. FEE		\$	0.00

No additional fee for claims is required.

### FEE PAYMENT

5. Request for Continued Examination (RCE) Fee: \$395.00
6. Authorization is hereby made to charge the amount of \$1,190.00 to Deposit Account No. 50-0426.

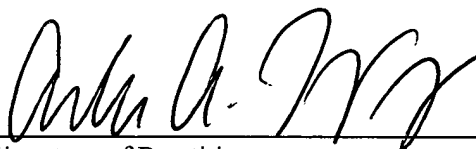
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

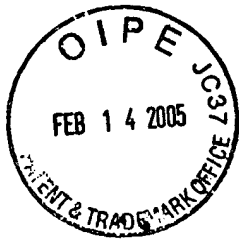
Date:

02/14/2005

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Tel. No.: 919-493-8000  
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Signature of Practitioner  
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USA



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I hereby certify that this correspondence is being deposited with the United States  
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Amy Yost  
Amy Yost

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lightfoot, et al.

Group Art Unit: 1638

Serial No.: 09/772,134

Examiner: David H. Kruse

Filed: January 29, 2001

Docket No.: 1268/4/2

For: ISOLATED POLYNUCLEOTIDES AND POLYPEPTIDES RELATING TO  
LOCI UNDERLYING RESISTANCE TO SOYBEAN CYST NEMATODE  
AND SOYBEAN SUDDEN DEATH SYNDROME AND METHODS  
EMPLOYING SAME

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AMENDMENT AFTER FINAL

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is responsive to an Official Action dated February 13, 2004, having a 3-month term for Response that expired on May 13, 2004. A Notice of Appeal and a Petition for a three (3)-month extension of time was timely filed on August 13, 2004. The period for filing an appeal brief expired on October 13, 2004. A petition for a four (4)-month extension of time for filing the appeal brief is hereby made, extending the period up to and including February 13, 2005. Please charge Deposit Account No. 50-0426 in the amount of \$795.00 for a four-month extension of time. Since February 13, 2005 is a Sunday, the deadline automatically rolls to Monday, February 14, 2005.

A Request for Continued Examination (RCE) is filed herewith. Favorable consideration is respectfully requested in view of the RCE filed herewith and the following Amendments and Remarks.

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